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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/788,611	02/21/2001	Richard Carr	1330.1089	4560
21171 7590 05/28/2008 STAAS & HALSEY LLP SUITE 700 1201 NEW YORK AVENUE, N.W. WASHINGTON, DC 20005			EXAMINER DESHPANDE, KALYAN K	
			ART UNIT 3625	PAPER NUMBER
			MAIL DATE 05/28/2008	DELIVERY MODE PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

## **DETAILED ACTION**

### ***Introduction***

The following is a letter with a shortened period of response in response to the communications from the Board of Appeals and Interferences received on February 28, 2008. For the reasons stated in the decision on appeal under 35 U.S.C. 134 mailed on February 28, 2008, the rejection of claims 1, 4, 29-31, 93, and 100 is affirmed. The rejection of claims 6, 73-74, and 94-99 were not sustained.

### **Period For Seeking Court Review Has Lapsed**

The period under 37 CFR 1.304 for seeking court review of the decision by the Board of Patent Appeals and Interferences rendered February 28, 2008 has expired and no further action has been taken by appellant. The proceedings as to the rejected claims are considered terminated. *see 37 CFR 1.197(b)*.

### **Examiner Sustained in Part - Requirement of Rewriting Dependent**

The Board of Patent Appeals and Interferences reversed the rejection(s) against claims 6, 73-74, and 94-99. Applicant is given a ONE MONTH TIME PERIOD from the mailing date of this letter in which to present the reversed dependent claim(s) in independent form to avoid ABANDONMENT of the application. NO EXTENSIONS OF TIME UNDER 37 CFR 1.136(a) WILL BE GRANTED. Prosecution is otherwise closed.

***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kalyan K. Deshpande whose telephone number is (571) 272-5880. The examiner can normally be reached on M-F 8am-5pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jeffrey A. Smith can be reached on (571) 272-6763. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/Jeffrey A. Smith/  
Supervisory Patent Examiner, Art  
Unit 3625

/kkd/